

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16406 of 2025

Arising Out of PS. Case No.-38 Year-2015 Thana- MAHILA P.S. District- Bhojpur

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Gauri Shankar Sah @ Gauri Shankar Gupta Son of Girja Sah Resident of
Village - Bhelai, P.S. - Udwant Nagar, Distt.- Bhojpur

... .. Petitioner/s

Versus

1. The State of Bihar
2. Pushpa Devi Wife of Gauri Shankar Sah, D/O- Surendra Sah Resident of
Village- Bhelai, P.s.- Udwant Ngar, Distt.- Bhojpur

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Navin Kumar Singh, Advocate
For the State : Mr.Abhay Kumar Roy, APP

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 02-04-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with
Mahila P.S. Case No. 38 of 2015 instituted under Sections 323,
498(A)/34 of the Indian Penal Code and Section 3/4 of the
Dowry Prohibition Act.

3. The petitioner is the husband of the informant. It
has been submitted by learned counsel for the petitioner that the
opposite party no. 2, the wife of the petitioner, is getting
maintenance of Rs. 6,000/- per month and is living in the house
of the petitioner.

4. Considering the facts and circumstances of the case



and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner, above named, **be released on provisional bail for a period of six months from the date of his release**, upon furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Bhojpur at Ara in connection with Mahila P.S. Case No. 38 of 2015, subject to the conditions laid down in Section 482 of the BNSS.

5. After grant of provisional bail, the Magistrate will verify the aforesaid statement made by the petitioner that the opposite party no. 2 is getting maintenance of Rs. 6,000/- and she is staying in the house of the petitioner and if the said statement is found true, then the provisional bail granted to the petitioner shall be confirmed. If the aforesaid statement is found false then appropriate order shall be passed by the Magistrate concerned.

6. Accordingly, this application stands disposed of.

(Sandeep Kumar, J)

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